IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 20TH JULY 2007 / 29TH ASHADHA 1929

WP(C).No. 29252 of 2004(G)

PETITIONER:

M.MOHAMMED HANEEFA, PROPRIETOR,
SAFA SPICES, KUNNATHUKAL, PANACHAMOODU,
NEYYATTINKARA TALUK, THIRUVANANTHAPURAM.

BY ADV. SRI.K.B.MUHAMED KUTTY,
SRI.K.M.FIROZ.

RESPONDENTS:

1. **THE ASSISTANT COMMISSIONER (ASSESSMENT),**
   SPECIAL CIRCLE, COMMERCIAL TAXES,
   THIRUVANANTHAPURAM.
2. **THE DEPUTY COMMISSIONER (APPEALS),**
   COMMERCIAL TAXES, KOLLAM.
3. **THE SALES TAX APPELLATE TRIBUNAL,**
   SASTHAMANGALAM, THIRUVANANTHAPURAM,
   REPRESENTED BY ITS SECRETARY.
4. **THE COMMISSIONER, COMMERCIAL TAXES,**
   THIRUVANANTHAPURAM.
5. **THE TAHSILDAR (RR), REVENUE RECOVERY**
   OFFICE, NEYYATTINKARA.

BY GOVT. PLEADER SRI. MANOJ .K.V.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 20/07/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C). NO.29252/2004:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE NOTICE DTD. 27/05/2004 ISSUED BY THE R.1.

EXT.P.2: COPY OF THE SALE NOTICE DTD. 10/09/2004 ISSUED BY THE R.5.

EXT.P.3: COPY OF THE REVIEW PETITION DTD. 18/03/2003.

EXT.P.4: COPY OF THE PROCEEDINGS OF THE R.1. DTD. 20/01/2003.

EXT.P.5: COPY OF THE ORDER DTD. 01/02/2003 SHOWING THE BALANCE POSITION.

EXT.P.6: COPY OF THE RECTIFICATION PETITION DTD. 19/10/2002.

EXT.P.7: COPY OF THE REVIEW PETITION POSTING DTD. 16/12/2002.

EXT.P.8: COPY OF THE REVISION PETITION FILED BEFORE THE R.4 DTD. 15/11/2001.

RESPONDENT'S EXHIBITS: NIL.

//TRUE COPY//

prv.

KURIAN JOSEPH J.

W.P.(C) No.29252 of 2004

Dated 20th July, 2007.

J U D G M E N T

The writ petition is filed mainly with the following prayer :-

> "Call for the records leading to Exts.P2 to P8 letter and direct the respondents to pass appropriate orders in the proceedings pending before them expeditiously by issuing a writ of mandamus or any other appropriate writ, order or direction."

In case no orders have been passed on Exts.P3, P6 and P8 applications, the same shall be disposed of by the competent authority with notice to the petitioner, within four months from the date of production of a copy of the judgment. The fate of the amount deposited will depend on the orders thus passed by the competent authority. Any further action pursuant to Ext.P2 shall be taken only after the disposal of those applications.

The writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

tgs

KURIAN JOSEPH, J.

O.P. NO. OF 200

J U D G M E N T

Dated 20th July, 2007.